

REMARKS

Reconsideration of the application, as amended, is respectfully requested.

Claim 1 has been amended to use the active rather than the passive tense in reciting several of the elements of the invention. In addition, element a has been amended to refer to filling two open cavities one on each forming unit as mentioned on page 3 of the specification, lines 24 and 25.

The invention is directed to a process for manufacturing frozen aerated products comprising filling two open cavities, then allowing each product to expand outside its open cavity, and then moving the cavities opposite one another. The effect is that when the cavities are moved opposite each other, a frozen aerated product in each cavity is pressed against the product in the other cavity, linking the two halves of the product together producing strong adhesion between them so that the product is subsequently released from the cavities in one piece. The Office does not point to where the OLS reference teaches filling two open cavities, allowing the product to expand outside its cavity and then moving the cavities opposite one another. OLS Figures 5 and 6, to which the Office refers show molds. It is not apparent how these show the specified features of the present invention. Likewise, it is not apparent what in the abstract of OLS discloses these features either. Finally, the Office points to claims 1 and 16 and pages 1 through 6 of OLS. If the Office is asserting that the specified features are to be found there, it would be appreciated if the Office would point out particularly where it finds them.

Nor does the Office point to any teaching in Hui or Ezaki of the specified features either. To the extent that the Office finds these features obvious, it is submitted that obviousness may not be based on hindsight gained from the present specification.

In view of the foregoing, it is respectfully requested that the application, as requested, be allowed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "G. McGowan, Jr.", written over a horizontal line.

Gerard J. McGowan, Jr.
Registration No. 29,412
Attorney for Applicant(s)

GJM/mpk
(201) 894-2297